



**RESPONSE UNDER 37 CFR §1.116--  
EXPEDITED PROCEDURE--  
EXAMINING GROUP 1600**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Bruce A. Lessey

Serial No.: 10/762,441

Confirmation No.: 5177

Filed : January 21, 2004

Title : **DETERMINATION OF ENDOMETRIAL RECEPTIVITY TOWARD  
EMBRYO IMPLANTATION**

Art Unit : 1644

Examiner : Michael Edward Szperka

Customer No.: 20985

**MAIL STOP AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE AFTER FINAL**

Dear Sir:

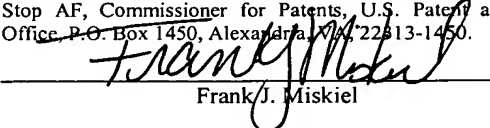
Responsive to the Final Office Action, mailed March 7, 2005, entry of the following amendments and remarks are respectfully requested. It is respectfully submitted that the amendments and arguments presented below either place the application into condition for allowance or reduce the number of issues for appeal. For example, the Terminal Disclaimer provided herein obviates the rejection of obviousness-type double patenting.

**Amendments to the specification** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 3 of this paper.

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I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Mail Stop AF, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Frank J. Miskiel